

0023



SCOTT M. MATHESON
Governor

GORDON E. HARMSTON
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

OIL, GAS, AND MINING BOARD

CHARLES R. HENDERSON
Chairman

JOHN L. BELL
C. RAY JUVELIN
THADIS W. BOX
MAXILIAN A. FARBMAN
EDWARD T. BECK
E. STEELE McINTYRE

June 15, 1981

Mr. Don Crane
Director
Office of Surface Mining
Reclamation and Enforcement
Brooks Towers
1020 15th Street
Denver, Colorado 80202

RE: Applicability of Section 510(b)(5)
AVF to Eureka Energy
ACT/007/009
Carbon County, Utah

Dear Don:

After receipt of Eureka Energy's interpretation of Section 510(b)(5), P.L. 95-87, I have written a response to Eureka Energy agreeing with their position.

I hope that you will find the State's response as well as Eureka Energy's findings convincing. In light of the research by Eureka Energy's council, I feel that the Division is compelled to abandon the course initially set, to make a finding of significance.

Please respond at your earliest convenience, if you feel that the Division and Office of Surface Mining should pursue this matter at a higher level.

Sincerely,

LELAND C. SPENCER
RECLAMATION ENGINEER

LCS/te

Enclosure